

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA

IN RE: GARDASIL PRODUCTS LIABILITY  
LITIGATION

MDL No. 3036

Civil Action No. 3:22-md-03036

THIS DOCUMENT RELATES TO

*Aina Rizvi v. Merck & Co., Inc.  
and Merck Sharp & Dohme Corp., et  
al.*

Civil Action No. 3:22-cv-00433

**NOTICE OF MOTION TO DISMISS**

TO: Laura Feldman, Esq.  
Feldman & Pinto  
30 South 15th St., 15th floor  
Philadelphia, PA 19102

Bijan Esfandiari  
Michael L. Baum  
Baum, Hedlund, Aristei, & Goldman, P.C.  
10940 Wilshire Blvd., Suite 1600  
Los Angeles, CA 90024

Edward Dumoulin, Esq  
Goldman Ismal  
Chicago, IL

SIRS:

PLEASE TAKE NOTICE that on January 27, 2023 or as soon thereafter as counsel may be heard, the undersigned will apply to the above-named Court, Western District of North Carolina, for an Order dismissing any and all claims for failure to serve an Affidavit of Merit. The defendants will rely upon the attached Certification and Brief of Counsel.

Oral argument is respectfully requested if the Motion is opposed. A proposed form of order is attached hereto.

PROOF OF SERVICE

On December 19, 2022, I served, via electronic filing (Pacer/ECF) a copy of the Defendant's notice of motion, certification, supporting brief, and a proposed form of order upon all counsel.

A courtesy copy of the supporting brief only was sent to the Honorable Judge Robert Conrad, Jr. via regular mail.

RUPRECHT HART RICCIARDULLI & SHERMAN, LLP  
Attorneys for Defendants, Watchung  
Pediatrics, Susan Korb, APN and Vineetha  
Alias, D.O.

*/s/ Jessica J. Mahony*

By: \_\_\_\_\_  
Jessica J. Mahony

Dated: December 19, 2022